

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

10 UNITED STATES OF AMERICA, )  
11 Plaintiff, ) CASE NO. MJ07-478  
12 v. )  
13 JOSE ANGEL JACINTO-RAMIREZ, ) DETENTION ORDER  
14 Defendant. )

**Offense charged:**

Count I: Conspiracy to Distribute Cocaine, in violation of Title 21, U.S.C., Section 841(a)(1), 841(b)(1)(B) and 846.

Date of Detention Hearing: October 11, 2007

The Court, having conducted an uncontested detention hearing pursuant to Title 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which the defendant can meet will reasonably assure the appearance of the defendant as required and the safety of any other person and the community. The Government was represented by Doug Whalley for Lisca Borichewski. The defendant was represented by Brian Tsuchida.

**DETENTION ORDER  
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1           FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

- 2           (1) There is probable cause to believe the defendant committed the drug  
3           offenses of conspiracy to distribute cocaine. The maximum penalty is in  
4           excess of ten years. There is therefore a rebuttable presumption against  
5           the defendant's release based upon both dangerousness and flight risk,  
6           under Title 18 U.S.C. § 3142(e).  
7           (2) The defendant is viewed as a risk of nonappearance as he is not a United  
8           States citizen and he has been twice deported to Mexico.  
9           (3) The defendant does not contest detention at this time.

10 Based upon the foregoing information which is also consistent with the recommendation  
11 of detention by U.S. Pre-trial Services, it appears that there is no condition or  
12 combination of conditions that would reasonably assure future Court appearances and/or  
13 the safety of other persons or the community.

14           **It is therefore ORDERED:**

- 15           (1) The defendant shall be detained pending trial and committed to the  
16           custody of the Attorney General for confinement in a correction facility  
17           separate, to the extent practicable, from persons awaiting or serving  
18           sentences or being held in custody pending appeal;  
19           (2) The defendant shall be afforded reasonable opportunity for private  
20           consultation with counsel;  
21           (3) On order of a court of the United States or on request of an attorney for  
22           the Government, the person in charge of the corrections facility in which  
23           the defendant is confined shall deliver the defendant to a United States  
24           Marshal for the purpose of an appearance in connection with a court  
25           proceeding; and  
26           (4) The clerk shall direct copies of this order to counsel for the United

1 States, to counsel for the defendant, to the United States Marshal, and to  
2 the United States Pretrial Services Officer.

3 DATED this 12<sup>th</sup> day of October, 2007.

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7 MONICA J. BENTON  
8 United States Magistrate Judge  
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